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Attorneys for Defendant
BEECH STREET CORPORATION

**UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA**

Case No. 2:10-cv-01092-KJD-RJJ

KENNETH NOGLE,

Plaintiff,

**JOINT STIPULATION OF DISMISSAL
WITH PREJUDICE**

v.

BEECH STREET CORPORATION,
DOES I through X, and ROE
CORPORATIONS I through X, inclusive,

Defendants.

STIPULATION OF DISMISSAL WITH PREJUDICE RE: PLAINTIFF'S SECOND

CAUSE OF ACTION

NOW INTO COURT, through undersigned counsel, come plaintiff, Kenneth Nogle
("Plaintiff"), and defendant Beech Street Corporation ("Beech Street"),¹ pursuant to Rule 41 of
the Federal Rules of Civil Procedure, the parties have agreed to the dismissal with prejudice of

¹ Defendant FiServ Health Plan Administrators, Inc., is no longer a party to this case, the Court having approved Plaintiff's Stipulation to Dismiss on August 31, 2010 [Dkt. No. 8].

1 the Second Cause of Action (Breach of Implied Covenant of Good Faith and Fair Dealing/Bad
2 Faith) brought by Plaintiff against Beech Street with each party to bear their own costs and
3 attorney's fees.

4 DATED this 13th of June, 2012.

5 Respectfully submitted,

6 MATTHEW L. SHARP, LTD.

7 By: /s/ Matthew L. Sharp

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28

ORDER

IT IS SO ORDERED.

Dated: June 15, 2012.



Hon. KENT J. DAWSON
United States District Judge

CERTIFICATE OF SERVICE

I certify that I am an employee of Greene Infuso, LLP, and that on this 13 day of June, 2012, I caused to be sent via United States Mail, postage prepaid, a true and correct copy of the above and foregoing **JOINT STIPULATION OF DISMISSAL** properly addressed to the following:

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